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PATENT
01985-P0032A WWW/TMO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------------------|---------------------------------|---------------------------|
| Applicant: | Bernard A. Weinstein, et al. | |
| Serial No.: 08/863,037 | Conf. No.: 4253 | Filing Date: May 23, 1997 |
| Title of Application: | Market Data Notification System | |
| Group Art Unit: 2157 | Examiner: Yves Dalencourt | |

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**Petition to Revive Patent Application for
Unintentional Delay Under (37 CFR 1.137(b))**

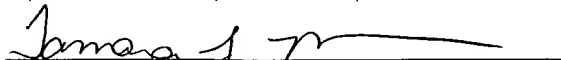
Dear Sir:

The above-identified application became abandoned for failure to file a response to the Final Office Action mailed on April 6, 2005, which set a three month period for response. No extension of time was obtained. The abandonment date of this application was July 7, 2005 (i.e., the day after the expiration date of the period set for response plus any extensions of time obtained therefore). Applicant first discovered that the application had gone abandoned on or about November 8, 2005, at which time Examiner Dalencourt contacted Applicant notifying it of the abandonment.

Applicant Hereby Petitions for Revival of This Application

Mailing Certificate: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as *First Class Mail* in an envelope addressed to: Mail Stop Petition; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450.

December 12, 2005


Tamara L. Millikan

12/15/2005 DEMMANU1 00000082 194516 08863037

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1. **Petition Fee.** The requisite fee for filing the present petition is \$1,500.00 pursuant to 37 C.F.R. 1.17(m).
2. **Proposed Response.** The proposed Response to the above noted Office Action and a Request for Continued Examination (RCE) are enclosed herewith.
3. **RCE Fee.** The requisite fee for filing the accompanying RCE is \$790.00 pursuant to 37 C.F.R. 1.17(e).
4. **Fee Enclosed.** Enclosed is a credit card authorization for \$2,290.00 representing the fees set forth in Paragraphs 1 and 3 above. If there is any fee deficiency, please charge Account No. 19-4516.
5. **Verified Statement.** Because this petition pursuant to 37 CFR 1.137(b) was filed (A) within 3 months of the date the applicant was first notified that the application was abandoned, and (B) within 1 year of the date of abandonment of the application, detailed information as to the cause of the delay is not being provided pursuant to MPEP 711.03(c)(III)(D). Should the Commissioner require such detailed information, such will be provided.

The PTO did not receive the following
listed item(s) C.C. 1290.00 only,
not for 2290.00

(a) On information and belief, the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,



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